IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SECOND DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

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WRIT PETITION NO : 23696 of 1997

Between:

1. Peddasettipalli Labour Contract Coop. Society (Regd.No. 596)

Rep.by its President N.Mallikarjuna, S/o. Chinna Subbaiah,
Peddasettipalli Village, Nandyalampet Post,
Mydukur Mandal, Cuddapah Dist.,

2. The Yeddalaiahpalli Vedde Labour Contract Society Limited,

CRA.No. 173,rep.by its President M.Venkatesu,S/o.Venkaiah,
R/o. Yeddulayapalli, Badvel Taluk, Cuddapah Dist.

3. S.Venkatesu, S/o. S.Venkataiah, Vaddera Caste,
R/o. Papireddipalli, Kondavaripalli Post,
B.Mattam Mandal, Cuddapah Dist.

4. T.V.Narasimhulu, S/o. venkataiah,Vaddera Caste,
R/o. Sumitranagar, madakvaripalli Post, Gopavaram Mandal,
Cuddapah Dist.

5. S.Venkataiah, S/o. Gurraiah,
R/o. Papireddi Palli, Kondavaripalli Post,
B.Mattem Mandal, Cuddapah Dist.

6. M.Venkatanarayana, S/o. Venkatesu, Vaddera Caste,
R/o. Papireddi Palli, Kondavaripalli Post,
B.Mattem Mandal, Cuddapah Dist.

7. M.V.Ramanjaneya, S/o. Venkataiah, Vaddera Caste,
R/o. Papireddi Palli, Kondavaripalli Post,
B.Mattem Mandal, Cuddapah Dist.

.... PETITIONERS

AND

1. The Superintending Engineer, Panchayat Raj Dept.,
   Cuddapah, Cuddapah Dist.

2. The Superintending Engineer (R&B),
   Cuddapah, Cuddapah Dist.

3. The Superintending Engineer, Irrigation & Command Area

Development, Cuddapah, Cuddaph Dist.

4. The Superintending Engineer, Telugu Ganga Project,
   Cuddapah, Cuddapah Dist.

5. The Commissioner, Cuddapah Muncipality,
   Cuddapah, Cuddapah Dist.

6. The Executive Engineer, A.P.M.H.H.C. Ltd.,
   Cuddapah, Cuddapah Dist.

7. The Executive Engineer , A.P. State Police Housing Corporation

Limited, Cuddapah, Cuddapah Dist.

....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus, declaring the action of the respondents in insisting the petitioners for payment of Earnest Money deposit, commercial tax clearance certificate or imposing any conditions or experience in connection with all tender notice issued on or after 15.9.97 is arbitrary, illegal and unreasonable and consequently direct the respondents not to insist payment of earnest money deposit, Commercial Tax clearance certificate and experience certificate from the petitioners at the time of allotment of Works issued on or after 15.9.97 issued schedules to the petitioners in all tender notices.

Counsel for the Petitioner: MR.V.BHASKARA REDDY

Counsel for the Respondents 1 to 4: GP FOR PANCHAYAT RAJ & RURAL DEV.

The Court made the following:

ORDER:

It is submitted by the learned counsel for the petitioner that the subject matter of this Writ Petition has become infructuous.

Recording the said submission, the Writ Petition is dismissed as having become infructuous. No costs.

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22-03-2005

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To

1. The Superintending Engineer, Panchayat Raj Dept.,
   Cuddapah, Cuddapah Dist.

2. The Superintending Engineer (R&B),
   Cuddapah, Cuddapah Dist.

3. The Superintending Engineer, Irrigation & Command Area

Development, Cuddapah, Cuddaph Dist.

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Cuddapah, Cuddapah Dist.

5. The Commissioner, Cuddapah Muncipality,
Cuddapah, Cuddapah Dist.

6. The Executive Engineer, A.P.M.H.H.C. Ltd.,
Cuddapah, Cuddapah Dist.

7. The Executive Engineer , A.P. State Police Housing Corporation

Limited, Cuddapah, Cuddapah Dist.

8. 2 CCs to G.P for Panchayat Raj, High Court Buildings,

Hyderabad(OUT)